

State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

an equal opportunity employer

CERTIFIED

P 074 978 907

MAIL

JJB DOGM S/039/006 8/8/94

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

HOWARD E TURREL
US FERTO CORP
292 N 700 E
PAYSON UT 84651

4. Article Number

P 074 978 907

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Address

X

6. Signature - Agent

X

7. Date of Delivery

8. Addressee's Address (ONLY if requested and fee paid)

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

Thank you for using
Return Receipt Service.

HOWARD E TURREL
US FERTO CORP
292 N 700 E
PAYSON UT 84651

RETURN TO SENDER
REASON CHECKED
UNCLAIMED
ADDRESS UNKNOWN
INSUFFICIENT ADDRESS
NO SUCH STREET
FORWARDING ORDER EXPIRED
MOVED - LEFT NO ADDRESS

Called Payson P.O. 8/12/94
said US Ferto moved to
Spanish Fork - Ordan had office
so it was over 18 months.
so it was over 80 box in Payson (but log address)
don't want to give any further info.
but could not give any further info.

Payson P.O. 8/12/94
Spanish Fork P.O. 8/12/94
Spanish Fork P.O. 8/12/94
Spanish Fork P.O. 8/12/94

Called Spanish Fork P.O. 8/12/94
said Spanish Fork 4-5 years.
US Ferto had been gone 4-5 years.
the Postmaster thought they had been
in Provo before coming to Spanish Fork.
Have no further info.



Fold at the right



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

James W. Carter
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340
801-359-3940 (Fax)
801-538-5319 (TDD)

August 8, 1994

CERTIFIED RETURN RECEIPT
P 074 978 907

Mr. Howard E. Turrel
United States Ferto Corporation
292 North 700 East
Payson, Utah 84651

Re: Status of the Clawson #1-2-3 Mine, U.S. Ferto Corporation, S/039/006 (formerly DOE/039/005), Sanpete County, Utah

Dear Mr. Turrel:

On May 31, 1994, the Division sent you a letter with attached mining forms for you to fill out a submit to the Division to properly permit the above referenced mine. To date, the Division has not received any response or contact from you. On July 22, 1994, Division personnel visited the mine site hoping to make contact with someone from your organization. We found the site inactive. However, on site evidence did tend to indicate that mining activity has occurred within the past 6-12 months.

As pointed out in the previous letter (copy enclosed), U.S. Ferto Corporation must file an appropriate mining notice with this Division. Enclosed are additional copies of the rules and forms necessary for you to file a mining notice. Please respond no later than August 22, 1994. Your failure to respond within this timeframe may force the Division to initiate pertinent enforcement and/or legal actions against U.S. Ferto Company as provided under the Utah Mined Land Reclamation Act of 1975, as amended.

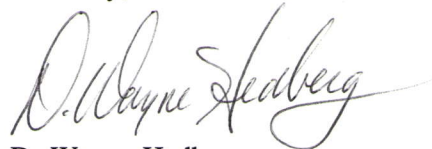
Should you wish to continue mining operations at this site, the appropriate mining notice/application must be filed with the Division prior to startup. If mining operations are already permanently terminated, then reclamation of the site must be completed in a timely manner. The Division can provide technical assistance in identifying reclamation needs and appropriate seed mixes for revegetation if requested.



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Howard E. Turrel
S/039/006
August 8, 1994

Please contact me or Lynn Kunzler of my staff at (801) 538-5340 if you have questions or concerns in this regard. We look forward to hearing from you soon.

Sincerely,

A handwritten signature in cursive script, reading "D. Wayne Hedberg". The signature is fluid and written in dark ink.

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb

Enclosures

cc: Mark Evans, U.S. Organic Ferto Co.
Thomas H. Shore, USFS, Manti-LaSal NF
Lowell Braxton, DOGM
Lynn Kunzler, DOGM

ferto.let



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355 West North Temple
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May 31, 1994

Mr. Howard E. Turrel
United States Ferto Corporation
292 North 700 East
Payson, Utah 84651

Re: Status of the Clawson #1-2-3 Mine, U.S. Ferto Corporation, S/039/006 (formerly DOE/039/005), Sanpete County, Utah

Dear Mr. Turrel:

The Division has recently received notice of your patent approval for the Clawson #1 and #2 claims near Milborn, Sanpete County, Utah. Prior to receiving your patent, the mine was operated under an approved plan of operations and reclamation bond filed with the U. S. Forest Service (Manti-LaSal National Forest). As a result of the patent approval, the Forest Service no longer has jurisdiction over your mine. A recent review of our mine file records indicates that your mine had previously been granted a Declaration of Exemption (DOE) status from this office, based upon the small amount of annual surface disturbance proposed.

In 1987, Utah's legislature changed the mined Land Reclamation Act and removed the DOE provision for mines that mined less than 500 tons or excavated less than two acres of land annually. The Act was revised to include a Small Mining Operations (SMO) category. This mining category allows up to 5 acres of unreclaimed surface disturbance at any time during the life of the operation. It also requires reclamation of all disturbed areas of the mine upon closure. The Division subsequently mailed letters to all DOE operators of record informing them of the change in the law. Those DOE operators that wished to continue mining operations were required to complete a new SMO Notice of Intention to replace their original DOE filing. Our records indicate that you may not have received a formal notification due to an error in the mailing.

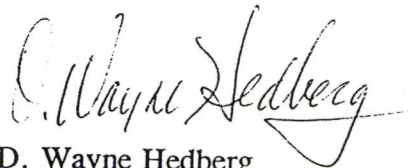
It is our understanding that you have operated, and may still be actively mining, the Clawson claims. If so, it is necessary for you to file the appropriate Notice of Intention to Commence Mining Operations application form with this Division. More specifically, as defined in the Act (40-8-4) and Rules supporting the Act (R647-1-106):

Page 2
Howard Turrel
S/039/006
May 31, 1994

1. "Mining operations means those activities conducted on the surface of the land for the exploration for, development of, or extraction of a mineral deposit, including, but not limited to the surface mining and surface effects of underground and in situ mining, onsite transportation, concentrating, milling, evaporation, and other primary processing."
2. "Large mining operations means mining operations which have a disturbed area of more than five surface acres at any time."
3. "Small mining operations means mining operations which have a disturbed area of five or less surface acres at any time."

Enclosed please find a copy of the Rules and application forms for both a small operation (SMO) and large operation (LMO). The Division would like to schedule an on-site inspection/meeting with you to review the present extent of your mining operation, determine the appropriate mine status (SMO or LMO) and answer any permitting questions that you may have. Please contact me or Lynn Kunzler of my staff (538-5340) to schedule this meeting. Your response is requested by June 17, 1994, so that we can complete the inspection and permitting in a timely manner. Thank you for your cooperation and attention in helping us resolve this permitting requirement.

Sincerely,



D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb

Enclosures

cc: Thomas H. Shore, USFS, Manti-LaSal NF
Lowell Braxton, DOGM
Lynn Kunzler, DOGM

S039006